

AUG 30 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 04-218 (400/148))

In the Application of:

McSwiggen et al.

Serial No.: 10/800,487

Filing Date: March 15, 2004

For: RNA Interference Mediated Inhibition of
Intercellular Adhesion Molecule (ICAM)
Gene Expression Using Short Interfering
Nucleic Acid (siNA)

Examiner: Wollenberger, Louis

Group Art Unit: 1635

Confirmation No.: 9362

FACSIMILE TRANSMITTAL LETTERMail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Facsimile: 1-571-273-8300
Total Page(s): 8

Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:

- a) Letter;
- b) 3rd Supplemental Information Disclosure Statement; and
- c) U.S. PTO Form-1449.

2. With respect to fees:

- a) Please charge \$180.00 to our Deposit Account No. 13-2490.
- b) Please charge any underpayment or credit any overpayment to our Deposit Account, No. 13-2490.

3. CERTIFICATE OF FACSIMILE UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being transmitted via facsimile (571-273-8300) to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 30, 2007.

Respectfully submitted,

Dated: August 30, 2007

Emily Miao
Registration No. 35,285McDonnell Boehnen Hulbert & Berghoff LLP
300 South Wacker Drive, Suite 3200
Chicago, Illinois 60606
Telephone: 312 913 0001
Facsimile: 312 913 0002

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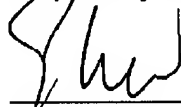
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450LETTER

Dear Sir:

Further to the Response filed August 29, 2007, attached please find the 3rd Supplemental information disclosure statement. The Commissioner is authorized to deduct any fees associated with the filing of the statement from Deposit Account No. 13-2490.

Prompt consideration and entry of this Letter and enclosure is respectfully requested.

Respectfully submitted,



Emily Miao

Registration No. 35,285

Dated: August 30, 2007

McDonnell Boehnen Hulbert & Berghoff LLP
300 South Wacker Drive, 32nd Floor
Chicago, IL 60606
Telephone: (312) 913-0001
Fax: (312) 913-0002

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THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. Sections 1.56 and 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Third Supplemental Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. A partial recitation of the priority claim is as follows. This application is a continuation-in-part of U.S. Patent Application No. 10/757,803, filed January 14, 2004. This application is also a continuation-in-part of US Patent Application No. 10/427,160, filed April 30, 2003. All of the applications recited here in are relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 CFR §1.98(d), all references marked with an "*" have been previously cited and submitted to the Patent and Trademark Office with the prior applications. All references cited are also listed in the PTO-1449 form enclosed herewith.

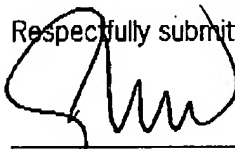
09/04/2007 HVUONG1 00000041 132490 10800487

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Portions of the listed references may be material to the Examiner's consideration of the presently pending claims. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

Applicants do not believe any fee is due with this submission. If this belief is in error and the Patent Office determines that the fee prescribed in the relevant portion of 37 C.F.R. Section 1.97 is applicable, the undersigned attorney by his signature hereby authorizes any such fee to be debited from Deposit Account 13-2490.

Respectfully submitted,



Date: August 30, 2007

Emily Miao, Ph.D.
Reg. No. 35,285

McDonnell Boehnen Hulbert & Berghoff LLP
300 South Wacker Drive, 32nd Floor
Chicago, IL 60606
Telephone: 312-913-0001
Facsimile: 312-913-0002

AUG 30 2007

Sheet 1 of 4

FORM PTO-1449 (Rev. 2-32) THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	U.S. Department of Commerce Patent and Trademark Office		Atty. Docket No. 04-218 (400.148)	Serial No. 10/800,487
	Applicant: McSwiggen et al.			
	Filing Date: March 15, 2004	Group: 1635		

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc).

*	Genbank Accession No. AB020693 dated January 10, 2004
*	GenBank Accession No. AF037412 dated October 8, 1998
*	Genbank Accession No. AF063658 dated May 16, 1998
*	GenBank Accession No. AF082802 dated September 4, 1998
*	Genbank Accession No. AF100308.1 dated March 3, 1999
*	GenBank Accession No. AF212826 dated February 16, 2000
*	GenBank Accession No. AH001485 dated December 15, 1999
*	Genbank Accession No. AJ430458 dated February 12, 2002
*	GenBank Accession No. AY225514 dated February 3, 2003
*	GenBank Accession No. AY421098 dated February 3, 2003
*	GenBank Accession No. BC000046 dated July 15, 2006
*	GenBank Accession No. BC0029364 dated July 15, 2006
*	GenBank Accession No. BC003097 dated July 15, 2006
*	GenBank Accession No. BC015969 dated July 15, 2006
*	GenBank Accession No. BC030132 dated December 11, 2003
*	GenBank Accession No. BC058903 dated July 15, 3006
*	GenBank Accession No. BT006854 dated May 13, 2003
*	GenBank Accession No. D00239 dated February 1, 2000
*	Genbank Accession No. D11168 dated February 1, 2000

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

MCDONNELL BOEHLEN
HULBERT & BERCHOFF
AND ANTHONY WALKER PARRIS

AUG 30 2007

Sheet 2 of 4

FORM PTO-1449 (Rev. 2-32)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No. 04-218 (400.148)	Serial No. 10/800,487
THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		Applicant: McSwiggen et al.	
		Filing Date: March 16, 2004	Group: 1635

*	GenBank Accession No. D50483.1 dated February 10, 1999
*	GenBank Accession No. J03132 dated November 8, 1994
*	Genbank Accession No. K02121 dated January 2, 2001
*	GenBank Accession No. L24917 dated July 14, 1995
*	Genbank Accession No. L38318 dated November 21, 1995
*	GenBank Accession No. M16248 dated February 7, 2003
*	Genbank Accession No. M31724 dated January 8, 1995
*	GenBank Accession No. M32331 dated December 15, 1999
*	GenBank Accession No. M32332 dated December 15, 1999
*	GenBank Accession No. M32333 dated December 15, 1999
*	GenBank Accession No. M32334 dated December 15, 1999
*	GenBank Accession No. M65001 dated November 8, 1994
*	GenBank Accession No. NC_001345 dated October 5, 2005
*	Genbank Accession No. NC_001347 dated September 5, 2006
*	GenBank Accession No. NC_001353 dated June 26, 2005
*	Genbank Accession No. NC_001563 dated May 30, 2007
*	GenBank Accession No. NC_001781 dated March 30, 2006
*	Genbank Accession No. NC_004718 dated September 4, 2006
*	GenBank Accession No. NM_000201 dated July 29, 2007
*	GenBank Accession No. NM_000873 dated July 24, 2007

EXAMINER	DATE CONSIDERED
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MCDONNELL O'BENEN
 HULBERT & BERGHOF
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Sheet 3 of 4

FORM PTO-1449 (Rev. 2-32)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No. 04-218 (400.148)	Serial No. 10/800,487
THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		Applicant: McSwiggen et al.	
		Filing Date: March 15, 2004	Group: 1635

*	Genbank Accession No. NM_001285 dated June 3, 2007
*	GenBank Accession No. NM_001544 dated June 27, 2007
*	GenBank Accession No. NM_001982 dated April 15, 2007
*	GenBank Accession No. NM_002162 dated June 3, 2007
*	Genbank Accession No. NM_002592.1 dated June 3, 2007
*	GenBank Accession No. NM_002667 dated June 3, 2007
*	Genbank Accession No. NM_002737 dated June 3, 2007
*	GenBank Accession No. NM_003219 dated June 18, 2007
*	GenBank Accession No. NM_003259 dated November 17, 2006
*	Genbank Accession No. NM_003376 dated June 3, 2007
*	Genbank Accession No. NM_004283 dated November 17, 2006
*	Genbank Accession No. NM_004448 dated June 3, 2007
*	Genbank Accession No. NM_005228 dated June 3, 2007
*	Genbank Accession No. NM_005235 dated April 8, 2007
*	GenBank Accession No. NM_021155 dated July 30, 2007
*	GenBank Accession No. NM_022377 dated June 26, 2007
*	GenBank Accession No. NM_174349 dated November 17, 2006
*	Genbank Accession No. S82227 dated December 16, 2002
*	GenBank Accession No. U09360 dated May 19, 1994
*	Genbank Accession No. U51188 dated July 7, 2004

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HULBERT & BERCHOFF
300 SOUTH WACKER DRIVE

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Sheet 4 of 4

FORM PTO-1449 (Rev. 2-32)	U.S. Department of Commerce Patent and Trademark Office		Atty. Docket No.	Serial No.
THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT		04-218 (400.148)	10/800,487	
(Use several sheets if necessary)		Applicant: McSwiggen et al.		
Filing Date:		Group:		
March 15, 2004		1635		

*	Genbank Accession No. U86046 dated February 8, 2002
*	GenBank Accession No. U86814 dated April 1, 1997
*	Genbank Accession No. X01087 dated February 9, 1999
*	Genbank Accession No. X02316 dated November 14, 2006
*	GenBank Accession No. X06990 dated December 9, 1995
*	Genbank Accession No. X07203 dated September 12, 1993
*	GenBank Accession No. X57151 dated November 14, 2006
*	GenBank Accession No. X59286 dated November 14, 2006
*	GenBank Accession No. X59287 dated November 14, 2006
*	GenBank Accession No. X59288 dated November 14, 2006
*	Genbank Accession No. X60667 dated April 18, 2005
*	Genbank Accession No. XM_015620 dated February 7, 2002
*	Genbank Accession No. XM_033884 dated August 1, 2002
*	Genbank Accession No. XM_067723 dated April 28, 2003

EXAMINER	DATE CONSIDERED
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